

From: Timothy J. Wood
To: Microsoft ATR
Date: 1/23/02 12:59pm
Subject: Microsoft Settlement

I would like to comment on the proposed Microsoft settlement, under the Tunney Act.

The PFJ does not contain broad enough restrictions on Microsoft. Under this proposal, Microsoft will continue to exert monopoly power in the PC market and will use the monopoly power to gain monopolies in handheld computers (WinCE/PocketPC) home entertainment systems (X-Box), server computing (.NET) as well as other markets.

Since Microsoft has monopoly power, they should be required to expose their programming APIs, programming languages, file formats, and network protocols to use by any possible competition. The requirements need to be clear and broad to avoid having Microsoft hide behind some loophole.

The current proposal does not offer these restrictions and thus is not sufficient to dissuade Microsoft from continuing its practice of anticompetitive behavior. This proposal is not in the public interest.

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